IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1772 of 2003

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

RAMIBEN VINUBHAI BHAKTA

Versus

REGIONAL PASSPORT OFFICER

Appearance:

1. Special Civil Application No. 1772 of 2003

MR CHETAN K PANDYA for Petitioner No. 1

MR DN PATEL for Respondent No. 1

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 13/03/2003

ORAL JUDGEMENT

1. Heard the learned counsel for the parties.

2. This petition has been filed to direct the respondents to make necessary correction with regard to her date of birth of the petitioner as 30th September, 1945 in place of 1st June, 1945 in the passport issued to the petitioner.

3. The petitioner had moved before the respondent authorities for this purpose, but the authority has orally told the petitioner that they have no power or authority to make any correction in the passport which has already been issued unless an order in that regard is issued by the competent court of law.

4. In the facts and circumstances of the case, this petition is being allowed with a direction to the petitioner to make a fresh application/representation to the respondent authority giving out complete details, facts and circumstances and documentary material available with her in support thereof within two weeks from today. On such application/representation being moved by the petitioner within stipulated time, the respondent authority will decide the same in accordance with law, on the basis of the material on record within a period of four weeks thereafter. The respondent authority would be at liberty to pass appropriate orders with regard to costs of these proceedings. Rule is made absolute accordingly with no order as to costs. D.S. permitted.

(Kundan Singh, J.)

/JVSatwara/